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 Counterclaim Plaintiff,  
 APPLE INC.

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

ELAN MICROELECTRONICS  
 CORPORATION,

Plaintiff and Counterclaim  
 Defendant,

v.

APPLE INC.,

Defendant and Counterclaim  
 Plaintiff.

Case No. C-09-01531 RS (PSG)

FOURTH STIPULATION AND  
~~[PROPOSED]~~ ORDER TO EXTEND  
 DEADLINES TO ALLOW FOR  
 FINALIZATION OF SETTLEMENT

Hon. Richard Seeborg

Defendant Apple, Inc. ("Apple") and Plaintiff Elan Microelectronics Corporation ("Elan"), by and through their respective counsel of record, hereby stipulate as follows:

WHEREAS, on September 21, 2011, the parties attended a settlement conference before Magistrate Judge Spero and reached an agreement in principle to settle this litigation (D.I. 432);

WHEREAS, on October 24, 2011, the Court entered a Second Stipulation and Order to Extend Deadlines to Allow for Finalization of Settlement (D.I. 436), extending the fact discovery cutoff in this case to November 30, 2011, extending the deadline for Apple to produce certain documents to November 28, 2011, and requiring the parties to work together to propose a revised case schedule in the event a settlement is not finalized;

WHEREAS, the parties continue to work on drafting a settlement agreement to formalize their agreement in principle to settle;

NOW, THEREFORE, IT IS HEREBY STIPULATED by and between the parties, through their respective counsel, that, subject to the Court's approval, that the close of fact discovery be further extended to February 10, 2012.

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

DATED: December 19, 2011

/s/ Sean P. DeBruine  
Sean P. DeBruine

ALSTON & BIRD LLP  
Attorneys For Elan Microelectronics Corporation


DATED: December 19, 2011

/s/ Sonal N. Mehta  
Sonal N. Mehta

WEIL, GOTSHAL & MANGES LLP  
Attorneys for Apple Inc.

PURSUANT TO STIPULATION, IT IS SO ORDERED

DATED: 12/20/11

  
Honorable Richard Seeborg  
United States District Court Judge